

### REMARKS

Claims 8 and 10-13, as amended, are pending.

Claims 8 and 10-13 stand rejected under the non-statutory obviousness type double patenting provisions in view of U.S. Patent No. 7,838,031. Submitted herewith is a Terminal Disclaimer and fee, which is believed to obviate the obviousness type double patenting rejection.

Reconsideration is respectfully requested in view of the Terminal Disclaimer submitted in this Reply.

Applicants believe the subject claims, as amended, are now in condition for allowance, and respectfully request that a Notice of Allowance be issued for the instant application.

Should further information or clarification be required on any of these matters, applicants invite the Examiner to contact the undersigned at the address or phone/fax number provided below.

Respectfully submitted,

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